

MAY 30 2008

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DATE: May 30, 2008

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TO: Examiner Paul B. Preblich, Group Art Unit 3774
COMPANY: U.S. Patent and Trademark OfficeFAX NUMBER: 571-273-8300
PHONE NUMBER:

FROM: Douglas A. Collier

DIRECT DIAL: (317) 238-6333
FAX NUMBER: (317) 636-1507

RE: Response to Office Action for U.S. Patent Application No. 10/825,767 to Mingyan Liu et al.

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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Client Matter No.: 333 MSDI-343

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PTO/SB/21 (09-04)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/825,767
	Filing Date	April 16, 2004
	First Named Inventor	Mingyan Liu et al.
	Art Unit	3774
	Examiner Name	Paul B. Prebille
Total Number of Pages in This Submission	Attorney Docket Number	MSDI-343/PC273.22

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax Cover Sheet
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Krieg DeVault, LLP	
Signature	<i>Douglas A. Collier</i>	
Printed name	Douglas A. Collier	
Date	May 30, 2008	Reg. No. 43,556

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	<i>Douglas A. Collier</i>
Typed or printed name	Douglas A. Collier
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MAY 30 2008

Doc.1455475

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner:
Mingyan Liu et al.)	Paul B. Prebilic
)	
Application Serial No. 10/825,767)	Group Art Unit:
)	3774
)	
Filed: April 16, 2004)	Attorney Ref. No.:
)	MSDI-343/PC273.22
SPINAL IMPLANT AND CUTTING TOOL)	
PREPARATION ACCESSORY FOR)	
MOUNTING THE IMPLANT)	May 30, 2008

RESPONSE TO NON-FINAL OFFICE ACTION

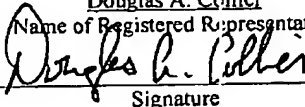
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P.O. Box 1450
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Sir:

In response to the Non-Final Office Action dated March 6, 2008, please enter and consider the following amendments and remarks. No fees or extensions of time are believed due for consideration of this response. However, please provide any extensions of time necessary and charge any fees which may be due to Deposit Account No. 12-2424, but not to include any payment of issue fees.

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Response to Non-Final Office Action
Application Serial No. 10/825,767
Atty Docket No. MSDI-343/PC273.22
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